



INTERLOCAL AGREEMENTS AND AMENDMENTS

January 1, 2012 – January 17, 2014

Presentation to
Nevada Department of Transportation
Board of Directors
February 10, 2014
Agenda Item 11 d.



BACKGROUND

- AGREEMENTS WITH UNIVERSITIES ARE CLASSIFIED AS INTERLOCAL AGREEMENTS
- INTERLOCAL AGREEMENTS ARE NOT REPORTED TO THE BOARD
- BEGINNING IN AUGUST 2013, THE DIRECTOR REQUIRED INFORMATIONAL PRESENTATIONS ON THESE TYPES OF AGREEMENTS
- GOVERNOR REQUESTED LAST 2 YEARS OF INTERLOCAL AGREEMENTS



BOARD CONCERNS

- KEEP THE BOARD INFORMED REGARDING CERTAIN INITIATIVES WITH SIGNIFICANT EXPENSE
- PROVIDE THE OPPORTUNITY FOR BOARD DISCUSSION AND DIRECTION PRIOR TO COMMITTING TO CERTAIN INITIATIVES
- CONCERN THAT SERVICE AGREEMENTS IN EXCESS OF \$300,000 ARE APPROVED BY NDOT WITHOUT BOARD APPROVAL
- LACK OF TRANSPARENCY



INTERLOCAL AGREEMENTS

- **INTERLOCAL AGREEMENT** – An agreement by public agencies to obtain a service from a public agency (NDOT TP 1-2-2, Agreement Processing)
- **COOPERATIVE AGREEMENT** – An agreement between two or more public agencies for “the joint exercise of powers, privileges and authority.”
- **AUTHORITY IS GRANTED UNDER NRS 277.045 AND 277.180, IN LINE WITH SAM 0300**



PUBLIC AGENCY

- **NRS 277.100 Definition of Public Agency**

1. **“Public Agency” means:**

- (a) Any political subdivision of this State, including without limitation, counties, incorporated cities and towns including Carson City, unincorporated towns, school districts and other districts.
- (b) Any agency of this State or of the United States.
- (c) Any political subdivision of another State.
- (d) Any Indian tribe, group of tribes, organized segment of a tribe or any organization representing two or more such entities.



TYPES OF INTERLOCAL AGREEMENTS

- PUBLIC AGENCY PROVIDING A SERVICE
 - UNIVERSITY
 - BENEFIT COST STUDIES – Line Nos. 5,16,17
 - GIS DATABASE – Line No. 8
 - RESEARCH PROJECTS – Pages 3-7 of 19
 - LOCAL PUBLIC AGENCY
 - CITY OF MESQUITE, LANDSCAPE MAINTENANCE, LINE NO. 98



EXAMPLES OF COOPERATIVE AGREEMENTS

- PUBLIC AGENCIES EXERCISING JOINT POWERS, PRIVILEGES AND AUTHORITY
 - LOCAL AGENCY PROJECTS USING FEDERAL FUNDS THAT FLOW FROM NDOT
 - ITS IMPROVEMENTS RANCHO, Line No. 90
 - LOCAL AGENCY PROVIDING FUNDS
 - LVCVA FUNDING FOR TROPICANA ESCALATORS CMAR PROJECT, Line No. 137
 - JOINTLY FUNDED PROGRAM – Lines 126 - 130



RESEARCH PROGRAM

- NO CHANGE RECOMMENDED TO INTERLOCAL AGREEMENTS FOR RESEARCH PROJECTS
- RESEARCH PROJECTS ARE RANKED THROUGH THE COMMITTEE PROCESS FOR FEDERAL RESEARCH FUNDS
- AN ANNUAL PRESENTATION WILL BE MADE TO THE TRANSPORTATION BOARD ON THE RESEARCH PROJECTS FUNDED THROUGH NDOT'S RESEARCH PROGRAM



Research Process Schedule





Research Process Schedule

PRESENT ANNUAL RESEARCH PROGRAM TO TRANSPORTATION BOARD



Oct 16 – Dec 31: Conduct Meetings/Brainstorm Sessions to Identify Research Needs

Oct 1-15: Solicitation Begins; Distribute Problem Statement Form

Sep 1-30: Agreement Drafting / Develop SPR Work Program

Aug 31: RMC Meets to New Research

December

January

November

February

October

March

September

April

August

May

July

June

Jan 1 - 31: Develop/Prepare Problem Statements

Feb 1 – 28: Sort, Screen and Clarify New Problem Statements

Mar 1 – 15: RAC Evaluates and Prioritizes Problem Statements

Mar 16 -June 15: Proposal Development/Submission

Jun 15 – July 31: RAC Meets to Evaluate and Prioritize New Proposals



Research Timetable





PRESENTATIONS WILL BE MADE TO THE TRANSPORTATION BOARD IN ADVANCE OF USE OF TRANSPORTATION FUNDS FOR SERVICES OTHER THAN RESEARCH (OPPORTUNITY FOR BOARD DIRECTION ON UNIVERSITY AGREEMENTS)

- EXAMPLE: ORACLE BUSINESS INTELLIGENCE SUPPORT
- EXAMPLE: PLANNING PORTAL (ELECTRONIC STIP OR E-STIP)
- EXAMPLE: PROVIDING STATE FUNDS TO MATCH FEDERAL FUNDS PROVIDED DIRECTLY TO THE UNIVERSITY AS UNIVERSITY TRANSPORTATION CENTER (UTC) GRANTS FROM USDOT, RESEARCH, INNOVATION & TECHNOLOGY ADMINISTRATION



FUTURE ACTION ITEM FOR CONSIDERATION

- BOARD COULD DIRECT NDOT TO PRESENT (FOR APPROVAL) INTERLOCAL AGREEMENTS WITH A UNIVERSITY PROVIDING A SERVICE IF \$300,000 OR OVER
- BOARD COULD DIRECT NDOT TO PRESENT (FOR INFORMATION) INTERLOCAL AGREEMENTS WITH A UNIVERSITY PROVIDING A SERVICE IF UNDER \$300,00



QUESTIONS & DISCUSSION